B1 (Officia Case 15-33971 Doc 1 Filed 10/06/15 Entered 10/06/15 10:23:14 Desc Main Page 1 of 9 United States Bankruptcy Court Northern District of Illinois MOLUNTARY PETERON Name of Debtor (if individual, enter Last, First, Middle): Somar Brikha, Somar Name of Joint Debtor (Spouse) (Last, First, Middle). All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names). All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): Street Address of Debtor (No. and Street, City, and State): 6557 N. Knox Street Address of Joint Debtor (No. and Street, City, and State) Lincolnwood IL 60712 ZIP CODE60712 County of Residence or of the Principal Place of Business. ZIF CODE County of Residence or of the Principal Place of Business COOK Mailing Address of Debtor (if different from street address) Mailing Address of Joint Debtor (if different from street address) ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above) ZIP CODE Type of Debtor ZIP CODE Nature of Business (Form of Organization) Chapter of Bankruptcy Code Under Which (Check one box.) (Check one box.) the Petition is Filed (Check one box.) Health Care Business individual (includes Joint Debtors) Chapter 7 ☐ Chapter 15 Petition for See Exhibit D on page 2 of this form. Single Asset Real Estate as defined in Chapter 9 Corporation (includes LLC and LLP) 11 U.S.C. § 101(51B) Recognition of a Foreign Chapter [1 Partnership Railroad Main Proceeding Chapter 12 Other (If debtor is not one of the above entities, check П Chapter 15 Petition for Stockbroker Chapter 13 Commodity Broker Recognition of a Foreign this box and state type of entity below.) Clearing Bank Nonmain Proceeding Other Chapter 15 Debtors Tax-Exempt Entity Country of debior's center of main interests: Nature of Debts (Check box, if applicable.) (Check one box.) Debts are primarily consumer Each country in which a foreign proceeding by, regarding, or Debtor is a tax-exempt organization Debts are debts, defined in 11 U.S.C. under title 26 of the United States against dehiat is pending primarily § 101(8) as "incurred by an Code (the Internal Revenue Code). business debts. individual primarily for a personal, family, or Filing Fee (Check one box.) household purpose." Chapter 11 Debtors Full Filing For attached Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). signed application for the coun's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Check if: Debtor's aggregate noncontingent liquidated debts (excluding debts owed to Filing Fee waiver requested (applicable to chapter 7 individuals only). Must insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years ther pier) [F D attach signed application for the court's consideration. See Official Form 3B, UNITED STATES BANKRUPTCY COURT Check all applicable boxes: A plan is being filed with this pAORTHERN DISTRICT OF ILLINOIS
Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S. 00126(b)6 Statistical/Administrative Information 2015 File SPACE IS FOR Debter estimates that funds will be available for distribution to unsecured creditors. Õ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no finds available for ALLSTEADT, CLERK distribution to insecured creditors. Esumated Number of Creditors PS REPL - KM \mathcal{L} 1-49 317-19 100-199 \Box 200-999 1.000-5,001-10,001-25 001-50,001-5,000 10,000 Over 25 000 50,000 100,000 Estimated Assets 100,000 **□** \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 \Box \$10,000,001 \$50 000 \$50,000,001 \$100,000 \$100,000,001 \$500,000 \$500,000,001 to \$1 to \$10 to \$50 More than to \$100 to \$500 to \$1 billion million multion \$1 billion million Estimated Liabilities million million 6 \Box \$0 to \$50,001 10 \$100.001 to \$500,001 П \$10,000,001 \$1,000,001 П \$50,000 \$50,000,001 \$100,000 \$100,000,001 \$500,000 to \$1 \$500,000,001 to \$10 More than to \$50 to \$100 to \$500 million to \$1 billion million

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Voluntary Petition Docume	
(This page must be completed and filed in every case.)	
Signotani	Name of Debtor(s): Somar Brikha Page 3
Signature(s) of Debtor(s) (Individual/Joint)	
and penalty of perjury that the inc	Signature of a Foreign Representative
chosen to tile under the	its petition is true I declare under penalty of periment
If petitioner is an individual whose debts are primarily consume chosen to file under chapter ?] I am aware that I may proceed under or 13 of title 11. United States Code, understand the relief available of the chapter and choose to proceed under chapter ? If no attorney represents me and no bankruptcy petition preparer signs have obtained and read the notice required by 11 U.S.C. § 342(b). I request reflef in accordance with the chapter of title 11, United specified in appetition. X. Signature of Joint Debtor (847) (613 - 9 (6 7)). Signature of Joint Debtor (847) (613 - 9 (6 7)). Date Signature of Attorney* Signature of Attorney for Debtor(s). Firm Name	and correct, that I am the foreign representative of a debtor in a foreign proceeding. (Check only one box.) I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached. Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the order granting recognition of the foreign main proceeding is attached. X (Signature of Foreign Representative) Date Signature of Non-Attorney Bankruptcy Petition Preparer I declare under penalty of perjury that: (1) I am a bankruptcy and defined in 11 U.S.C. § 110 (2)).
Address Telephone Number Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a in the schedules is incorrect.	guidelines have been promulgated pursuant to 11 U.S.C. § 110(b), and 342(b); and, (3) if rules or fee for services chargeable by bankruptcy petition preparers, I have given the debtor attached. Printed Name and title, if any, of Bankruptcy Petition Preparer Social-Security number (If the bankruptcy Petition Preparer
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is and curreet, and that I have been authorized to file this petition on behalf of the debtor requests the relief in accordance with the chapter of title 11. United States	Strue All Strue Required by 11 U.S.C. § 110.)
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UNITY TO A STATE OF THE STATE O	in preparing this document unless the bankruptcy petition prepared or assisted individual. If more than one person prepared this document, attach additional sheets and to the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate official form for each prepared the second of the appropriate of the appropri
	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and both. 11 U.S.C. § 110: 18 U.S.C. § 156
	the Federal Rules of Bankrupicy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110: 18 U.S.C. § 156.

B 1D (Official Form 1, Exhibit D) (12/09)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re Somar Brikha	
Debtor	Case No.
	(if known)

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

Fig. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.

Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.

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B 1D (Official Form 1, Exh. D) (12/09) - Cont.

☐ 3. I certify that I requested credit counseling services from an approved agency but Page 2 was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

- ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
 - ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
 - ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
 - Active military duty in a military combat zone.

15. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:

Date: 10 - 6 - 15

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In re Somar Brikha		
Debtor	Case No.	
SCHEDULE D - CREDITORS HOLDE		(If known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, entity on the appropriate schedule of creditors, and complete schedule 11 - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife,

offinding of the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column If the claim is disputed, place an "X" in the column labeled "Disputed," (You may need to place an "X" in more than one of

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes iabeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	-	T		AMOUNT OF CI WITHOUT DEDUCTING VA OF COLLATER	* * * * * * * * * * * * * * * * * * * *	UNSECURE PORTION, II ANY
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B 201B (Form 201B) (12/09)

UNITED STATES BANKRUPTCY COURT

In re Somar Brikha Debtor	Case No
	CE TO CONSUMER DEBTOR(S) HE BANKRUPTCY CODE
	neyl Bankruptcy Petition Preparer the debtor's petition, hereby certify that I delivered to the debtor the
Printed name and title, if any, of Bankruptcy Petition Preparer Address:	Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person, or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)
Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.	
	on of the Debtor I read the attached notice, as required by § 342(b) of the Bankruptcy
Somar Bikha Printed Name(s) of Debtor(s)	Signature of Debtor Date
Case No. (if known)	XSignature of Joint Debtor (if any) Date

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

UNITED STATES BANKRUPTCY COURT

NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$75 administrative fee, \$15 trustee surcharge: Total fee \$335)
Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny

Form B 201A, Notice to Consumer Debtor(s)

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your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1,167 filing fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total fee \$275)
Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure.